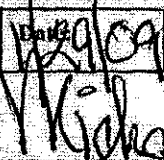


Untitled Document

Page 2 of 2

B 10 (Official Form 10) (12/07)		PROOF OF CLAIM
UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF VIRGINIA		
Debtor against which claim is asserted: (Check only <u>one</u> box below)		
<input checked="" type="checkbox"/> Circuit City Stores, Inc. (Case No. 08-35653) <input type="checkbox"/> Circuit City Stores West Coast, Inc. (Case No. 08-35654) <input type="checkbox"/> InterTAN, Inc. (Case No. 08-35655) <input type="checkbox"/> Ventoux International, Inc. (Case No. 08-35656) <input type="checkbox"/> Circuit City Purchasing Company, LLC (Case No. 08-35657) <input type="checkbox"/> ECO Aviation, LLC (Case No. 08-35658)	<input type="checkbox"/> CC Distribution Company of Virginia, Inc. (Case No. 08-35659) <input type="checkbox"/> Circuit City Stores PR, LLC (Case No. 08-35660) <input type="checkbox"/> Circuit City Properties, LLC (Case No. 08-35661) <input type="checkbox"/> Orbyx Electronics, LLC (Case No. 08-35662) <input type="checkbox"/> Kinzer Technology, LLC (Case No. 08-35663) <input type="checkbox"/> Courcheval, LLC (Case No. 08-35664)	<input type="checkbox"/> Abbot Advertising, Inc. (Case No. 08-35665) <input type="checkbox"/> Mayland MNS, LLC (Case No. 08-35666) <input type="checkbox"/> Palapsey Designs, Inc. (Case No. 08-35667) <input type="checkbox"/> Sky Venture Corporation (Case No. 08-35668) <input type="checkbox"/> XSSoft, LLC (Case No. 08-35669) <input type="checkbox"/> PRAIRIE, INC. (Case No. 08-35670)
Name of Creditor (the person or other entity to whom the debtor owes money or property): AMERICAN POWER CONVERSION CORP		
Name and address where notices should be sent: AMERICAN POWER CONVERSION CORP 5081 COLLECTIONS CTR DR CHICAGO IL 60693		<input type="checkbox"/> Check this box to indicate that this claim amends a previously filed claim. Court Claim Number: _____ Filed on: _____
Telephone number: 800-788-2208		
Name and address where payment should be sent (if different from above): Telephone number: _____		<input type="checkbox"/> Check this box if you are aware that anyone else has filed a proof of claim relating to your claim. Attach copy of statement giving particulars. <input type="checkbox"/> Check this box if you are the debtor or trustee in this case.
1. Amount of Claim as of Date Case Filed: \$ 730,205.24 USD If all or part of your claim is secured, complete item 4 below; however, if all of your claim is unsecured, do not complete item 4. If all or part of your claim is entitled to priority, complete item 5.		5. Amount of Claim Entitled to Priority under 11 U.S.C. § 507(a). If any portion of your claim falls in one of the following categories, check the box and state the amount. Specify the priority of the claim:
<input type="checkbox"/> Check this box if claim includes interest or other charges in addition to the principal amount of claim. Attach itemized statement of interest or charges. 2. Basis for Claim: Goods Sold (See instruction #2 on reverse side.)		<input type="checkbox"/> Domestic support obligations under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B). <input type="checkbox"/> Wages, salaries, or commissions (up to \$10,950* earned within 180 days before filing of the bankruptcy petition or cessation of the debtor's business, whichever is earlier — 11 U.S.C. § 507(a)(4). <input type="checkbox"/> Contributions to an employee benefit plan — 11 U.S.C. § 507(a)(5). <input type="checkbox"/> Up to \$2,425* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use — 11 U.S.C. § 507(a)(7). <input type="checkbox"/> Taxes or penalties owed to governmental units — 11 U.S.C. § 507(a)(8). <input type="checkbox"/> Other - Specify applicable paragraph of 11 U.S.C. § 507(a)(): _____ Amount entitled to priority: \$ _____
3. Last four digits of any number by which creditor identifies debtor: 1381 3a. Debtor may have scheduled account as: _____ (See instruction #3a on reverse side.)		
4. Secured Claim (See instruction #4 on reverse side.) Check the appropriate box if your claim is secured by a lien on property or a right of setoff and provide the requested information. Nature of property or right of setoff: <input type="checkbox"/> Real Estate <input type="checkbox"/> Motor Vehicle <input type="checkbox"/> Other Describe: _____ Value of Property: \$ _____ Annual Interest Rate: % _____ Amount of arrearage and other charges as of time case filed included in secured claim: If any: \$ _____ Basis for perfection: _____ Amount of Secured Claim: \$ _____ Amount Unsecured: \$ _____		
6. Credits: The amount of all payments on this claim has been credited for the purpose of making this proof of claim. 7. Documents: Attach redacted copies of any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements or running accounts, contracts, judgments, mortgages, and security agreements. You may also attach a summary. Attach redacted copies of documents providing evidence of perfection of a security interest. You may also attach a summary. (See definition of "redacted" on reverse side.) DO NOT SEND ORIGINAL DOCUMENTS. ATTACHED DOCUMENTS MAY BE DESTROYED AFTER SCANNING. If the documents are not available, please explain: _____		*Amounts are subject to adjustment on 4/1/10 and every 3 years thereafter with respect to cases commenced on or after the date of adjustment.
Signature: the person filing this claim must sign it. Sign and print name and title, if any, of the creditor or other person authorized to file this claim and state address and telephone number if different from the notice address above. Attach copy of power of attorney, if any.  T. J. Kichner, Credit Manager		FOR COURT USE ONLY

Penalty for presenting fraudulent claim: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571.



0835653081217220345161619

Detailed Results

Notifications

Tracking no.: 985805408823

☒ E-mail notifications

Delivered



Signed for by: A.WILLIAMS

Shipment Dates

Ship date ② Jan 29, 2009
 Delivery date ② Feb 2, 2009 9:02 AM

Destination

EL SEGUNDO, CA
 Signature Proof of Delivery ②

Shipment Facts

② [Help](#)

Service type Priority Overnight

Reference

CIRCUIT CITY CLAIMS PROCESSING

Shipment Travel History

② [Help](#)

Select time zone:

Select time format: 12H | 24H

All shipment travel activity is displayed in local time for the location

Date/Time	Activity	Location	Details
Feb 2, 2009 9:02 AM	Delivered	EL SEGUNDO, CA	

EXH. C

Gus Epps

Shipment Travel History

Help

Select time zone: |-----|
| [X] Select
| [] Local Scan Time
| [] Origin
| [] Destination
[] Others

Others: |-----|
| [X] Select
| [] (GMT -12:00) International Date Line West
| [] (GMT -11:00) Midway Island, Samoa
| [] (GMT -10:00) Hawaii
| [] (GMT -09:00) Alaska
| [] (GMT -08:00) Pacific Time (US & Canada)
| [] (GMT -07:00) Arizona
| [] (GMT -07:00) Chihuahua, La Paz, Mazatlan - New
| [] (GMT -07:00) Chihuahua, La Paz, Mazatlan - Old
| [] (GMT -07:00) Mountain Time (US & Canada)
| [] (GMT -06:00) Central America
| [] (GMT -06:00) Central Time (US & Canada)
| [] (GMT -06:00) Guadalajara, Mexico City, Monterrey - New
| [] (GMT -06:00) Guadalajara, Mexico City, Monterrey - Old
| [] (GMT -06:00) Saskatchewan
| [] (GMT -05:00) Bogota, Lima, Quito, Rio Branco
| [] (GMT -05:00) Eastern Time (US & Canada)
| [] (GMT -05:00) Indiana (East)
| [] (GMT -04:00) Atlantic Time (Canada)
| [] (GMT -04:00) Caracas, La Paz
| [] (GMT -04:00) Manaus
| [] (GMT -04:00) Santiago
| [] (GMT -03:30) Newfoundland
[] (GMT -03:00) Brasilia

[]	(GMT -03:00)	Buenos Aires, Georgetown
[]	(GMT -03:00)	Greenland
[]	(GMT -03:00)	Montevideo
[]	(GMT -02:00)	Mid-Atlantic
[]	(GMT -01:00)	Azores
[]	(GMT -01:00)	Cape Verde Is.
[]	(GMT)	Casablanca, Monrovia, Reykjavik
[]	(GMT)	Greenwich Mean Time: Dublin, Edinburgh, Lisbon, London
[]	(GMT +01:00)	Amsterdam, Berlin, Bern, Rome, Stockholm, Vienna
[]	(GMT +01:00)	Belgrade, Bratislava, Budapest, Ljubljana, Prague
[]	(GMT +01:00)	Brussels, Copenhagen, Madrid, Paris
[]	(GMT +01:00)	Sarajevo, Skopje, Warsaw, Zagreb
[]	(GMT +01:00)	West Central Asia
[]	(GMT +02:00)	Amman
[]	(GMT +02:00)	Athens, Bucharest, Istanbul
[]	(GMT +02:00)	Beirut
[]	(GMT +02:00)	Cairo
[]	(GMT +02:00)	Harare, Pretoria
[]	(GMT +02:00)	Helsinki, Kyiv, Riga, Sofia, Tallinn, Vilnius
[]	(GMT +02:00)	Jerusalem
[]	(GMT +02:00)	Minsk
[]	(GMT +02:00)	Windhoek
[]	(GMT +03:00)	Baghdad
[]	(GMT +03:00)	Kuwait, Riyadh
[]	(GMT +03:00)	Moscow, St. Petersburg, Volgograd
[]	(GMT +03:00)	Nairobi
[]	(GMT +03:00)	Tbilisi
[]	(GMT +03:30)	Tehran
[]	(GMT +04:00)	Abu Dhabi, Muscat
[]	(GMT +04:00)	Baku
[]	(GMT +04:00)	Caucasus Standard Time
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[]	(GMT +04:30)	Kabul
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[]	(GMT +05:00)	Islamabad, Karachi, Tashkent
[]	(GMT +05:30)	Chennai, Kolkata, Mumbai, New Delhi
[]	(GMT +05:30)	Sri Jayawardenepura
[]	(GMT +05:45)	Kathmandu
[]	(GMT +06:00)	Astana, Dhaka
[]	(GMT +06:30)	Yangon (Rangoon)
[]	(GMT +07:00)	Bangkok, Hanoi, Jakarta
[]	(GMT +07:00)	Krasnoyarsk
[]	(GMT +08:00)	Beijing, Chongqing, Hong Kong, Urumqi
[]	(GMT +08:00)	Irkutsk, Ulaan Bataar
[]	(GMT +08:00)	Kuala Lumpur, Singapore
[]	(GMT +08:00)	Perth
[]	(GMT +08:00)	Taipei
[]	(GMT +09:00)	Osaka, Sapporo, Tokyo
[]	(GMT +09:00)	Seoul
[]	(GMT +09:00)	Yakutsk
[]	(GMT +09:30)	Adelaide
[]	(GMT +09:30)	Darwin
[]	(GMT +10:00)	Brisbane
[]	(GMT +10:00)	Canberra, Melbourne, Sydney
[]	(GMT +10:00)	Guam, Port Moresby
[]	(GMT +10:00)	Hobart
[]	(GMT +10:00)	Vladivostok
[]	(GMT +11:00)	Magadan, Solomon Is., New Caledonia
[]	(GMT +12:00)	Auckland, Wellington
[]	(GMT +12:00)	Fiji, Kamchatka, Marshall Is.
[]	(GMT +13:00)	Nuku'alofa

Select time format: 12H | 24H

All shipment travel activity is displayed in local time for the location

To display the shipment travel activity in local time of the scan,
please select "Local Scan Time" time zone option.

No entries found

Date/Time
Activity
Location
Details
Feb 2, 2009 09:02
Delivered
EL SEGUNDO, CA
Feb 2, 2009 08:21
On FedEx vehicle for delivery
HAWTHORNE, CA
Feb 2, 2009 06:36
At local FedEx facility
HAWTHORNE, CA
Jan 31, 2009 04:33
At dest sort facility
LOS ANGELES, CA
Jan 31, 2009 03:06
Departed FedEx location
MEMPHIS, TN
Jan 30, 2009 07:01
In transit
MEMPHIS, TN
Jan 30, 2009 06:44
In transit
MEMPHIS, TN
Jan 29, 2009 20:07
Left FedEx origin facility
WARWICK, RI
Jan 29, 2009 17:27
Picked up
WARWICK, RI
Jan 29, 2009 13:06
Shipment information sent to FedEx

JUN-23-2009 11:26 From:FEDEX CUST RELATIONS 9013328283

To:401 788 2796

P.1/1

3875 Airways Boulevard
Memphis, TN 38116-1034
Telephone 800.483.3339
Fax 901.332.0217



VIA FACSIMILE

June 23, 2009

Trisha DeStefano
American Power Conversions
132 Fairgrounds Rd.
West Kingston, RI 02892
Fax # 401-788-2796

RE: Package Tracking Number 985805408823

Dear Ms. DeStefano:

I am writing in regard to the problem encountered with a January 29, 2009 shipment to Circuit City Claims Processing, in El Segundo, CA.

Our records indicate this shipment was sent via FedEx Priority Overnight Service, for delivery by 10:30 a.m. on January 30. However, due to severe winter weather conditions at our Memphis, TN sorting facility, final delivery did not occur until 9:02 a.m. on February 2.

I sincerely apologize for the difficulties and inconvenience this has caused. I am sure you will understand that severe weather conditions are beyond the control of FedEx, as well as all carriers. If you would like to inquire further regarding this shipment, please contact our customer service at 1-800-Go-FedEx (463-3339), in reference to control number 0619926304.

I hope this letter serves to establish your on-time delivery efforts, and that we will have an opportunity in the future to serve you under more favorable conditions.

Sincerely,

Clay Smith
Customer Relations Department

cs/392456

EXH - E

Tennessee Weather Forum

Weather Forecasting => Current Weather => Topic started by: servocrow on January 30, 2009, 05:22:09 AM

Title: **Freezing Fog Advisory Memphis January 30**
Post by: **servocrow** on **January 30, 2009, 05:22:09 AM**

Quote

URGENT - WEATHER MESSAGE
NATIONAL WEATHER SERVICE MEMPHIS TN
352 AM CST FRI JAN 30 2009

...FREEZING FOG ADVISORY IN EFFECT FOR MEMPHIS AND SURROUNDING
AREAS THROUGH 7 AM CST...

.LOCALLY DENSE FOG WILL COMBINE WITH TEMPERATURES NEAR OR
SLIGHTLY BELOW FREEZING TO CREATE PATCHY SLICK SPOTS ON ROADS AND
ESPECIALLY BRIDGES. VISIBILITIES WILL DROP TO BELOW A QUARTER
MILE IN PLACES.

ARZ036-MSZ001-002-008-TNZ049-088-089-301300-
/O.EXT.KMEG.ZF.Y.0001.000000T0000Z-090130T1300Z/
CRITTENDEN-DESOTO-MARSHALL-TATE-TIPTON-SHELBY-FAYETTE-
INCLUDING THE CITIES OF...WEST MEMPHIS...SOUTHAVEN...
OLIVE BRANCH...COVINGTON...BARTLETT...GERMANTOWN...COLLIERVILLE...
MEMPHIS...MILLINGTON...SOMERVILLE
352 AM CST FRI JAN 30 2009

...FREEZING FOG ADVISORY NOW IN EFFECT UNTIL 7 AM CST THIS
MORNING...

THE FREEZING FOG ADVISORY IS NOW IN EFFECT UNTIL 7 AM CST THIS
MORNING.

LOCALLY DENSE FOG WILL COMBINE WITH TEMPERATURES NEAR OR SLIGHTLY
BELOW FREEZING TO CREATE PATCHY SLICK SPOTS ON ROADS AND
ESPECIALLY BRIDGES. VISIBILITIES WILL DROP TO BELOW A QUARTER
MILE IN PLACES.

A FREEZING FOG ADVISORY MEANS VISIBILITIES WILL FREQUENTLY BE
REDUCED TO LESS THAN ONE QUARTER MILE. IF DRIVING...SLOW DOWN...
USE YOUR HEADLIGHTS...AND LEAVE PLENTY OF DISTANCE AHEAD OF YOU.
ALSO...BE ALERT FOR FROST ON BRIDGE DECKS CAUSING SLIPPERY ROADS.